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CHIEF OF STAFF

174097

2005 MAY 26 PM 4:16  
SC REGISTRY  
COLUMBIA, SC

May 20, 2005

Mr. Charles L.A. Terreni  
Chief Clerk/Administrator  
**South Carolina Public Service Commission**  
101 Executive Center Dr., Suite 100  
Columbia, SC 29210

Re: Petition of the Office of Regulatory Staff to Request Forfeiture of the  
Bond and to Request Authority to Petition the Circuit Court for  
Appointment of a Receiver.  
PSC Docket No.: 2005-110-W/S

Dear Mr. Terreni:

For your docket, please find enclosed a copy of the Office of Regulatory Staff's  
Response to Motion for Order Compelling Responses to Data Requests. By copy of this  
letter, I am serving all parties of record. Also, if you would please date stamp the extra  
copy enclosed and return it to me via our courier.

Please let me know if you have any questions

Sincerely,

Benjamin P. Mustian

Enclosures

cc: D. Reece Williams, IV, President  
Louis Lang, Esquire  
Jessica J.O. King, Esquire

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2005-110-W/S**

May 20, 2005

RECEIVED  
2005 MAY 23 PM 4:46  
DOCKETED

IN RE: Petition of the Office of Regulatory )  
Staff to Request Forfeiture )  
of the Piney Grove Utilities, Inc. )  
Bond And to Request Authority )  
To Petition the Circuit Court for )  
Appointment of a Receiver )

**CERTIFICATE OF SERVICE**

This is to certify that I, Rena Grant, an employee with the Office of Regulatory Staff, have this date served one (1) copy of the **Office of Regulatory Staff's Motion for Order Compelling Responses to Data Requests** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

Jessica J.O. King, Esquire  
**DHEC**  
2600 Bull Street  
Columbia, SC 29201

Louis Lang, Esquire  
**Callison, Tighe & Robinson, LLC**  
1812 Lincoln Street, Suite 200  
Columbia, SC 29202-1390

D. Reece Williams, IV, President  
**Piney Grove Utilities, Inc.**  
49 Archdale Street  
Charleston, SC 29401



\_\_\_\_\_  
Rena Grant

May 20, 2005  
Columbia, South Carolina

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2005-110-W/S

IN RE: Petition of the Office of Regulatory )  
Staff to Request Forfeiture )  
of the Piney Grove Utilities, Inc. )  
Bond And to Request Authority )  
To Petition the Circuit Court for )  
Appointment of a Receiver )

MOTION FOR ORDER COMPELLING  
RESPONSES TO DATA REQUESTS

Pursuant to South Carolina Rules of Civil Procedure 37(A), the Office of Regulatory Staff ("ORS") respectfully submits this Motion for an Order compelling the Respondent to respond to data requests. In support of said Response and Motion, ORS would show the following:

1. On May 2, 2005, ORS submitted its First Continuing Data Request on Piney Grove Utilities, Inc. ("Piney Grove") by serving a copy on Mr. D. Reece Williams, IV, President of Piney Grove, and Mr. Louis Lang, Esquire, attorney for the respondent. Subsequently, ORS filed the data request with the Public Service Commission ("the Commission").

2. ORS specified that all responses to the data request be provided within ten (10) days as allowed by 26 S.C. Code Regs. 103-804(X)(3). This deadline for answers expired on May 12, 2005.

3. As of the date of this filing, eight (8) days after the required deadline, ORS has not received any response to the submitted data request and has reason to believe that no responses are forthcoming.

4. The respondent has neither filed a written objection regarding any portion of the data request with the Commission or with ORS nor has the respondent requested an extension of time.

5. ORS, in order to properly investigate the issues in this petition, must be afforded the benefits of discovery and the respondent should give proper consideration of that need out of respect for the Commission and its rules and procedures.

WHEREFORE, ORS requests the following relief:

A. That the Commission grant an order compelling the respondent to provide answers to the submitted data requests immediately;

B. That the Commission order any other appropriate action the Commission may deem necessary.

OFFICE OF REGULATORY STAFF

By: 

Benjamin P. Mustian  
Staff Counsel  
Post Office Box 11263  
Columbia, South Carolina 29211  
Telephone: (803) 737-0800

Columbia, South Carolina  
May 20, 2005